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FAX HEADER SHEET

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TO: United States Patent and Trademark Office
FAX: (571) 273-8300
DATE: March 10, 2006
RE: Submission of Terminal Disclaimer Form and Fee
FROM: Patricia M. Costanzo, Customer No. 34,442
2960 Bowen Road, Elma, NY 14059
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Total Number of Pages (including cover page) 3

Fax Header Sheet – Page 1
Terminal Disclaimer form PTO/SB/25 – Page 2
Credit Card Payment Sheet – Page 3

Applicant: Walter Pipo
Application No. 10/661,420
Application Filed: 09/13/2003
Office Action Mailed: 09/22/2005

Art Unit 2875
Examiner: Alan B. Cariaso
Confirmation No. 8103
Docket No. PipoW_P_1_03
Customer No. 34, 442

To Whom it May Concern: In the reply to the non-final office action mailed on September 22, 2005, the Terminal Disclaimer form and Credit Card Payment Sheet were inadvertently omitted, although a disclaimer was stated in the context of our reply. Please accept the form and payment at this time. Thank you.

Sincerely,

Patricia M. Costanzo, Customer No. 34, 442

Certificate of Transmission

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office Facsimile Telephone No. (571) 273-8300 on March 10, 2006.

Sara Fernaagys



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PAGE 2/3 : RCVD AT 3/10/2006 10:14:13 AM [Eastern Standard Time] : SVR:USPTO-EFXXF-2/6 : DMS:2738300 : CSID:716 652 8868 : DURATION (mm:ss):01:44

PTO/SB/25 (10-05)

Approved for use through 07/31/2006. OMB 0651-0031

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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)

PipoW.P.-1-03

In re Application of: Walter Pipo

Application No.: 10/661,420

Filed: September 13, 2003

For: Self-Illuminating Fabricated Solid Material Objects

The owner, Walter Pipo / Dan Seely of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/736,463 filed on 12/14/2003 as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that; any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 48,809

Patricia M. Costanzo
Signature

March 8, 2006
Date

Patricia M. Costanzo
Typed or printed name

716-652-2380
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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03/10/2006 TL0111 00000033 10661420

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee 01/01/2014
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

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This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.